

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

DESHAWN DRUMGO,

Plaintiff,

v.

SGT. WILLIAM KUSCHEL,

Defendant.

C.A. No. 14-1135-CFC

**JURY TRIAL DEMANDED**

**STIPULATION AND ~~PROPOSED~~ ORDER REGARDING LIMITED  
DISCOVERY AND CASE SCHEDULE**

WHEREAS, a two-day jury trial is scheduled for this action, beginning on December 13, 2021 at 8:30 a.m. (*see* June 7, 2021 Oral Order);

WHEREAS, counsel for the parties have conferred and have agreed that certain limited deposition and written discovery needs to be completed in this action prior to trial, including the deposition of Defendant, who has yet to be deposed in this case; the depositions of three inmate witnesses who submitted affidavits in support of Plaintiff's claims in this case; and limited written discovery requests; and

WHEREAS, the parties have agreed upon a limited schedule for this action;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by the parties, and subject to the approval of the Court that:

1. The following deadlines shall apply in this case:

<b>Event</b>	<b>Deadline</b>
Deadline for Completion of Depositions	September 17, 2021
Close of Fact Discovery	September 17, 2021
Deadline for the parties to meet and confer regarding proposed Motions <i>in Limine</i> and schedule for briefing Motions <i>in Limine</i> (if any)	October 6, 2021
Deadline to file Motions for Leave To File Motions For Summary Judgment (if any) <sup>1</sup>	September 24, 2021
Deadline for Plaintiff to provide draft of Pre-Trial Order to Defendant (Local Rule 16.3(d))	October 8, 2021
Deadline for Defendant to provide draft of Pre-Trial Order to Plaintiff (Local Rule 16.3(d))	October 26, 2021
Proposed Pre-Trial Order, Jury Instructions, Voir Dire, Preliminary Jury Instructions, Final Jury Instructions, Special Verdict Form	November 9, 2021 at 6:00 p.m.
Pre-Trial Conference	November 30, 2021 at 3:00 p.m.
Jury Trial	December 13, 2021 at 8:30 a.m. (unchanged)

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<sup>1</sup> The parties acknowledge that summary judgment practice, if it occurs, will necessitate moving the trial date.

2. The parties shall follow the procedures set forth in this Court's form Scheduling Order for Non-Patent Cases, including in the event that a discovery dispute arises (paragraph 7); for pretrial submissions (paragraphs 13-16, 18); and for trial (paragraph 19). Those procedures are incorporated by reference as if fully stated herein.

Dated: July 15, 2021

**STATE OF DELAWARE  
DEPARTMENT OF JUSTICE**

/s/ Anna Elizabeth Currier

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SO ORDERED, this 15<sup>th</sup> day of July, \_\_\_\_\_

  
\_\_\_\_\_  
United States District Judge